
Changes to legislation: Criminal Justice Act 1988, Paragraph 6 is up to date with all changes known to be in force on or before 26 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULES

SCHEDULE 12

ASSESSORS OF COMPENSATION FOR MISCARRIAGES OF JUSTICE

- [^{F1}6 (1) The exercise of the power conferred by paragraph 5 is subject to the following provisions of this paragraph.
- (2) In the case of a person who qualifies for appointment under—
- (a) paragraph (1)(a), or
 - (b) paragraph (1)(d) by virtue of holding or having held judicial office in England and Wales,
- that power shall only be exercisable with the consent of the Lord Chancellor, which may only be given with the concurrence of the Lord Chief Justice of England and Wales.
- (3) In the case of a person who qualifies for appointment under—
- (a) paragraph (1)(b), or
 - (b) paragraph (1)(d) by virtue of holding or having held judicial office in Scotland,
- that power shall only be exercisable with the consent of the Lord President of the Court of Session.
- (4) In the case of a person who qualifies for appointment under—
- (a) paragraph (1)(c), or
 - (b) paragraph (1)(d) by virtue of holding or having held judicial office in Northern Ireland,
- that power shall only be exercisable with the consent of the ^{F2}... Lord Chief Justice of Northern Ireland.]

Textual Amendments

- F1** Sch. 12 para. 6 substituted (3.4.2006) by [Constitutional Reform Act 2005 \(c. 4\)](#), ss. 15(1), 148(1), [Sch. 4 para. 196](#); S.I. 2006/1014, [art. 2\(a\)](#), Sch. 1 paras. 10, 11(r)
- F2** Words in Sch. 12 para. 6(4) omitted (12.4.2010) by virtue of [The Northern Ireland Act 1998 \(Devolution of Policing and Justice Functions\) Order 2010 \(S.I. 2010/976\)](#), art. 1(2), [Sch. 6 para. 4\(2\)](#) (with arts. 28-31)

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 36(2)(b)(v) and word inserted by [2019 c. 17 s. 13\(3\)\(b\)](#)
- s. 36(3A)(3B) substituted for s. 36(3A) by [2008 c. 4 s. 46\(2\)](#)
- s. 41(4A) inserted by [2004 c. 28 Sch. 10 para. 28](#)
- s. 139AZA(1)(a)(iii) and word inserted by [2019 c. 17 s. 13\(4\)\(b\)](#)